



FLYNN|GASKINS|BENNETT^{LLP}

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BRADLEY J. AYERS
HAL A. SHILLINGSTAD
SCOTT M. RUSERT
JENNIFER F. ROSEMARK
CYNTHIA A. BREMER

333 SOUTH 7TH STREET, SUITE 2900, MINNEAPOLIS, MN 55402
TEL 612.333.9500 FAX 612.333.9579 TOLL 866.397.4497
WWW.FLYNNGASKINS.COM

PATRICK R. MARTIN
JOHN J. LARAVUSO
ERIC W. HAGEMAN
JEFFRY SCHMIDT
SONIA MILLER-VAN OORT
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DANIEL B. STRUNK
KELLY A. MOFFITT
OLIVER E. NELSON III

Via Facsimile 612-338-8690 & U.S. Mail

June 28, 2006

William LeMire, Esq.
Foley & Mansfield
250 Marquette Ave., Suite 1200
Minneapolis, MN 55401

Re: Chicago Avenue Partners v. Broan-Nutone, L.L.C.
Our File No. 54-17004

Dear Mr. LeMire:

In response to your letter faxed today, if plaintiff's expert can identify the model of the ventilation fan, and a lawsuit is commenced on that basis, the defendant cannot just throw its hands in the air, assert that the defendant's expert cannot make an identification, and then refuse to produce documents and answer interrogatories on that basis.

I spoke to Magistrate Judge Graham's clerk regarding the discovery issues in the above-referenced matter. She advised that the issue could possibly be addressed by a telephone conference, rather than a hearing, if all parties are in agreement. Please let me know if you are willing to do this. If you are, I will take care of setting it up. If not, I will schedule a hearing on the motion to compel.

Sincerely,



Andrea D. Kiehl
akiehl@flynngaskins.com

cc: Jeffry C. Schmidt